



Town Council Agenda Report

SUBJECT: Resolution

TITLE OF AGENDA ITEM:

A Resolution of the Town of Davie, Florida, concerning the proposed amendment to Rule 12D-1.002 F.A.C., definition of 'livestock' pursuant to S.193.461 F.S., agricultural classification.

REPORT IN BRIEF:

Requesting that any change to Department of Revenue Rule 12D-1.002 F.A.C. defining "livestock" be consistent with State Statutes, Right to Farm Act, and IRS publication 225, "Farmers Tax Guide".

DISCUSSION:

The State of Florida, Department of Revenue, is considering an amendment to the definition of 'livestock' in the agricultural classification. These changes potentially jeopardize viable commercial, agricultural uses within the Town and Broward County and this Resolution sets forth the Town's policy to encourage and maintain agricultural activities and purposes that the definition of 'livestock' be maintained consistent with those descriptions in existing State Statute and IRS Code.

CONCURRENCES: Not Applicable

FISCAL IMPACT: Not Applicable

RECOMMENDATION(S): Motion for Council approval concerning the proposed amendment to Rule 12D-1.002 F.A.C., definition of 'livestock' pursuant to S.193.461 F.S., agricultural classification.

Attachment(s):

1. Resolution.
2. Department of Revenue notice of proposed rule development.
3. Letter to Franz Dorn, Attorney for Department of Revenue in opposition to planned rule change.
4. Letter from Mayor Venis to Property Appraiser in support of agricultural interests.
5. Copy of Florida Statute 193.461 and related case law.
6. 1996 Executive Summary - Broward County Agricultural Study (partial).

